

By

T. A. B. S.

H.B. No. 1183

A BILL TO BE ENTITLED

AN ACT

relating to performing certain tests on newborn children.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The chapter heading to Chapter 33, Health and Safety Code, is amended to read as follows:

CHAPTER 33. PHENYLKETONURIA, OTHER HERITABLE DISEASES,

[AND] HYPOTHYROIDISM, AND HEARING DISORDERS

SECTION 2. Section 33.011, Health and Safety Code, is amended to read as follows:

Sec. 33.011. TEST REQUIREMENT. (a) The physician attending a newborn child or the person attending the delivery of a newborn child that is not attended by a physician shall subject the child to screening tests approved by the department for phenylketonuria, other heritable diseases, [and] hypothyroidism, and hearing disorders.

(b) The department may prescribe the screening test procedures to be used and the standards of accuracy and precision required for each test.

(c) Except as provided by Subsection (d), the [The] screening tests required by this section must be performed by the laboratory established by the department or by a laboratory approved by the department under Section 33.016.

(d) The screening test for hearing disorders must be performed by a person who has completed a training program approved

1 by the department.

2 SECTION 3. Subchapter B, Chapter 33, Health and Safety Code,
3 is amended by adding Section 33.0145 to read as follows:

4 Sec. 33.0145. HEARING SCREENING RESULTS; FOLLOW-UP. (a) If
5 the screening test for hearing disorders indicates that the newborn
6 child may have a hearing disorder, the person performing the test
7 shall:

8 (1) notify the parents of the newborn child of the
9 test results; and

10 (2) submit the test results to the department.

11 (b) If a screening test indicates that a newborn child may
12 have a hearing disorder, the department shall recommend that the
13 child be placed under the medical care of a licensed physician for
14 diagnosis and provide the name of a consultant pediatric specialist
15 in the child's geographic area.

16 (c) The department, the health authority, and the consulting
17 pedsiatric specialist may follow up a positive test by consulting
18 with the attending physician or with a parent of the newborn child
19 if the child was not attended by a physician at birth.

20 SECTION 4. Section 33.032(a), Health and Safety Code, is
21 amended to read as follows:

22 (a) Within the limits of funds available for this purpose
23 and in cooperation with the individual's physician, the department
24 may provide services directly or through approved providers to
25 individuals of any age who meet the eligibility criteria specified
26 by board rules on the confirmation of a positive test for
27 phenylketonuria, other heritable diseases, [or] hypothyroidism, or

1 a hearing disorder.

2 SECTION 5. This Act takes effect September 1, 1999.

3 SECTION 6. The importance of this legislation and the
4 crowded condition of the calendars in both houses create an
5 emergency and an imperative public necessity that the
6 constitutional rule requiring bills to be read on three several
7 days in each house be suspended, and this rule is hereby suspended.

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By T. J. [Signature]

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FEB 03 1999

Filed with the Chief Clerk

FEB 11 1999

Read first time and referred to Committee on Public Health

Reported favorably (as amended)
(as substituted)

Sent to Committee on (Calendars)
(Local & Consent Calendars)

Read second time (comm. subst.) (amended); passed to third reading (failed) by a (non-record vote)
(record vote of yeas, nays, present, not voting)

Constitutional rule requiring bills to be read on three several days suspended (failed to suspend)
by a vote of yeas, nays, present, not voting

Read third time (amended); finally passed (failed to pass) by a (non-record vote)
(record vote of yeas, nays, present, not voting)

Engrossed

Sent to Senate

CHIEF CLERK OF THE HOUSE

OTHER HOUSE ACTION:

Received from the House

Read and referred to Committee on _____

Reported favorably _____

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time

Ordered not printed

Laid before the Senate

Senate and Constitutional Rules to permit consideration suspended by (unanimous consent)
(yeas, nays)

Read second time, _____, and passed to third reading by (unanimous consent)
(a viva voce vote)
(yeas, nays)

Senate and Constitutional 3 Day Rules suspended by a vote of yeas, nays

Read third time, _____, and passed by (a viva voce vote)
(yeas, nays)

Returned to the House

SECRETARY OF THE SENATE

OTHER SENATE ACTION:

_____ Returned from the Senate (as substituted)
(with amendments)

_____ House concurred in Senate amendments by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House refused to concur in Senate amendments and requested the appointment of a conference committee
by a (non-record vote) (record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ House conferees appointed: _____, Chair; _____,
_____, _____, _____

_____ Senate granted House request. Senate conferees appointed: _____, Chair;
_____, _____, _____

_____ Conference committee report adopted (rejected) by the House by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

_____ Conference committee report adopted (rejected) by the Senate by a (viva voce vote)
(record vote of _____ yeas, _____ nays)